

## 211.275

(c) Use the clause at 252.211-7008, Use of Government-Assigned Serial Numbers, in solicitations and contracts, including solicitations and contracts using FAR part 12 procedures for the acquisition of commercial items, that—

(1) Contain the clause at 252.211-7003, Item Unique Identification and Valuation; and

(2) Require the contractor to mark major end items under the terms and conditions of the contract.

[72 FR 52298, Sept. 13, 2007, as amended at 73 FR 70908, Nov. 24, 2008. Redesignated and amended at 75 FR 59103, Sept. 27, 2010; 77 FR 52257, Aug. 29, 2012; 78 FR 37984, June 25, 2012; 78 FR 76072, Dec. 16, 2013; 79 FR 44313, July 31, 2014]

### 211.275 Passive radio frequency identification.

#### 211.275-1 Definitions.

*Bulk commodities, case, palletized unit load, passive RFID tag, and radio frequency identification* are defined in the clause at 252.211-7006, Passive Radio Frequency Identification.

[70 FR 53968, Sept. 13, 2005, as amended at 76 FR 58143, Sept. 20, 2011]

#### 211.275-2 Policy.

(a) Except as provided in paragraph (b) of this section, radio frequency identification (RFID), in the form of a passive RFID tag, is required for cases and palletized unit loads packaging levels and any additional consolidation level(s) deemed necessary by the requiring activity for shipments of items that—

(1) Contain items in any of the following classes of supply, as defined in DoD 4140.1-R, DoD Supply Chain Materiel Management Regulation, AP1.1.11:

(i) Subclass of Class I—Packaged operational rations.

(ii) Class II—Clothing, individual equipment, tentage, organizational tool kits, hand tools, and administrative and housekeeping supplies and equipment.

(iii) Class IIIP—Packaged petroleum, lubricants, oils, preservatives, chemicals, and additives.

(iv) Class IV—Construction and barrier materials.

## 48 CFR Ch. 2 (10-1-14 Edition)

(v) Class VI—Personal demand items (non-military sales items).

(vi) Subclass of Class VIII—Medical materials (excluding pharmaceuticals, biologicals, and reagents—suppliers should limit the mixing of excluded and non-excluded materials).

(vii) Class IX—Repair parts and components including kits, assemblies and subassemblies, reparable and consumable items required for maintenance support of all equipment, excluding medical-peculiar repair parts; and

(2) Will be shipped to one of the locations listed at <http://www.acq.osd.mil/log/rfid/> or to—

(i) A location outside the contiguous United States when the shipment has been assigned Transportation Priority 1; or

(ii) Any additional location(s) deemed necessary by the requiring activity.

(b) The following are excluded from the requirements of paragraph (a) of this subsection:

(1) Shipments of bulk commodities.

(2) Shipments to locations other than Defense Distribution Depots when the contract includes the clause at FAR 52.213-1, Fast Payment Procedures.

[72 FR 6483, Feb. 12, 2007; as amended at 76 FR 58143, Sept. 20, 2011]

#### 211.275-3 Contract clause.

Use the clause at 252.211-7006, Passive Radio Frequency Identification, in solicitations and contracts, including solicitations and contracts using FAR part 12 procedures for the acquisition of commercial items, that will require shipment of items meeting the criteria at 211.275-2, and complete paragraph (b)(1)(ii) of the clause at 252.211-7006 as appropriate.

[76 FR 58143, Sept. 20, 2011, as amended at 78 FR 37984, June 25, 2013]

## Subpart 211.5—Liquidated Damages

### 211.503 Contract clauses.

(b) Use the clause at FAR 52.211-12, Liquidated Damages—Construction, in all construction contracts exceeding \$650,000, except cost-plus-fixed-fee contracts or contracts where the contractor cannot control the pace of the